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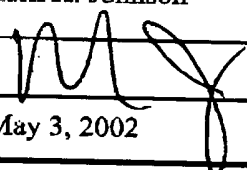
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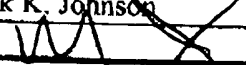
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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/707,000	
	Filing Date	November 6, 2001	
	First Named Inventor	Wolff	
	Group Art Unit	1632	
	Examiner Name	Mike Wilson	
Total Number of Pages in This Submission	2	Attorney Docket Number	Mirus.018.01

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Mark K. Johnson
Signature	
Date	May 3, 2002

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service as <u>express mail</u> in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: <u>May 3, 2002</u>		
Typed or printed name	Mark K. Johnson	
Signature		Date
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Mark K. Johnson, Reg. No. 35,909  
PO Box 510644  
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GROUP 1600

May 3, 2002

TO: Michael Wilson, Examiner

Fax: 703.308.4242

FROM: Mark K. Johnson

Total number of pages: 3 including this page.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: **Jon A. Wolff,**  
**Vladimir G. Budker**

Serial No.: 09/707,000

Filed: 11/06/2000

Group Art Unit: 1633

Examiner: **Michael Wilson**For: **Intravascular Delivery of Nucleic Acid**PRELIMINARY AMENDMENTCommissioner of Patents  
and Trademarks  
Washington, D.C. 20231

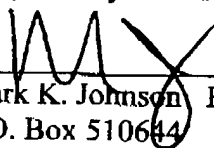
Dear Sir:

REMARKSRestiction to the Specification under 35 U.S.C. 121:

The Examiner has asked that Applicants restrict the Specification to one of two inventions under §121. The Action states that the inventions are distinct because the device of group II does not have to be used to deliver a polynucleotide to a parenchymal cell.

Applicants elect Group I claims 1-39.

Respectfully submitted,

  
\_\_\_\_\_  
Mark K. Johnson Reg. No. 35,909  
P.O. Box 510644  
New Berlin, WI 53151-0644  
(262) 821-5690

I hereby certify that this correspondence is being sent by facsimile transmission to: The Assistant Commissioner for Patents, Washington, DC via the official fax number for Group 1632, 703.308.4242 on Friday, May 03, 2002.

  
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